

1 Honorable James L. Robart
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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

11 RECREATIONAL EQUIPMENT, INC., a
12 Washington corporation,

13 Plaintiff,

14 v.

15 UKG, INC., a Delaware corporation formerly
16 known as THE ULTIMATE SOFTWARE
17 GROUP, INC.,

Defendant.

18 No. 2:21-CV-00107-JLR

19 STIPULATION AND ORDER TO
20 EXTEND DEADLINE TO FILE
21 INITIAL DISCLOSURES, JOINT
22 STATUS REPORT, AND RELATED
23 DEADLINES

24 NOTE ON MOTION CALENDAR:
25 March 16, 2021

26 Pursuant to LCR 7(d)(1) and LCR 10(g), Plaintiff Recreational Equipment, Inc. (REI) and
27 Defendant UKG, Inc., f/k/a The Ultimate Software Group, Inc. (UKG), by and through their
attorneys of record, hereby submit this Stipulated Motion and [Proposed] Order to Extend the
Deadline to File Initial Disclosures, Joint Status Report, and Related Deadlines by four weeks to
facilitate the Parties' efforts to resolve this case via mediation, which is currently scheduled for
April 8, 2021.

28 STIPULATION AND ORDER TO EXTEND DEADLINE TO
29 FILE INITIAL DISCLOSURES, JOINT STATUS REPORT
30 AND RELATED DEADLINES - 1
31 Cause No. 2:21-CV-00107-JLR

1 The Parties have met and conferred, and submit this Stipulated Motion in good faith. Good
 2 cause exists to grant the Parties' request as set forth below.

3 **DISCUSSION**

4 By its Order regarding Initial Scheduling Dates, the Court set the deadline for the Parties
 5 to complete a FRCP 26(f) Conference for March 18, 2021, and also established the deadline for
 6 Initial Disclosures for April 1, 2021, and a Combined Joint Status Report and Discovery Plan for
 7 April 8, 2021. Dkt. 16.¹ Prior to the Court's Order, the Parties agreed to schedule a mediation in
 8 this case in order to resolve the dispute in lieu of trial. Mediation is scheduled to take place on
 9 April 8, 2021, and the Parties are diligently preparing to make the mediation successful.

10 Pursuant to Fed. R. Civ. P. 16(b)(4), case management deadlines established by the Court
 11 "may be modified only for good cause and with the judge's consent." Rule 16(b)'s "good cause"
 12 standard primarily considers the diligence of the party seeking the modification. *Johnson v.*
 13 *Mammoth Recreations, Inc.*, 975 F.2d 604, 609 (9th Cir.1992). Here, the Parties are actively
 14 preparing for mediation and agree that a short continuance of four weeks for each of the initial
 15 scheduling dates will best allow these efforts to continue.

16 Should the mediation prove unsuccessful, the parties do not anticipate needing any further
 17 continuances beyond the current request. Accordingly, the Parties respectfully request that the
 18 Court approve this Stipulated Motion and agree to continue the deadline for the FRCP 26(f)
 19 conference, Initial Disclosures, and Combined Joint Status Report as follows:
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25 ¹ The Court's Order states that requests for extension of the initial scheduling deadlines should be made by telephone
 26 to the Courtroom Deputy. Counsel for REI contacted the Court on March 10, 2021, and was directed to file a stipulated
 motion with the Parties' request.

Filing	New Date	Prior Date
FRCP 26(f) Conference	4/15/2021	3/18/2021
Initial Disclosures Pursuant to FCRP26(a)(1)	4/29/2021	4/1/2021
Combined Joint Status Report and Discovery Plan as Required by FCRP 26(f) and Local Civil Rule 26(f)	5/6/2021	4/8/2021

STIPULATED TO this 16th day of March, 2021.

PACIFICA LAW GROUP LLP

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Attorneys for Defendant

UKG, Inc. f/k/a The Ultimate Software Group

ORDER

IT IS HEREBY ORDERED that this Stipulated Motion to continue the deadlines in the Initial Scheduling Order (Dkt. 19) is GRANTED. The new dates for the initial disclosure and submission of the Joint Status Report and Discovery Plan in as follows:

Filing	New Date	Prior Date
FRCP 26(f) Conference	4/15/2021	3/18/2021
Initial Disclosures Pursuant to FCRP26(a)(1)	4/29/2021	4/1/2021
Combined Joint Status Report and Discovery Plan as Required by FCRP 26(f) and Local Civil Rule 26(f)	5/6/2021	4/8/2021

STIPULATION AND ORDER TO EXTEND DEADLINE TO
FILE INITIAL DISCLOSURES, JOINT STATUS REPORT
AND RELATED DEADLINES - 3
Cause No. 2:21-CV-00107-JLR

1 DATED this 18th day of March, 2021.
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7 Honorable James L. Robart
8 United States District Judge
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STIPULATION AND ORDER TO EXTEND DEADLINE TO
FILE INITIAL DISCLOSURES, JOINT STATUS REPORT
AND RELATED DEADLINES - 4
Cause No. 2:21-CV-00107-JLR